

ADR methods

Advise the client whether you consider this dispute is suitable for **Alternative Dispute Resolution**. Outline the ADR methods that may be available and discuss the advantages and disadvantages of each method.

- Advise your client which of the methods you would suggest is the most suitable in this case. Refer to the facts of the case when giving your advice and give reasons for your advice. It does not have to be in a memorandum or any other special format.

ANSWER

The dispute may be suitable for ADR.

Credit should be given for outlining the key ADR methods and their features, advantages and disadvantages:

- ⇒ Mediation
- ⇒ Arbitration
- ⇒ Negotiation

These could be contrasted with Litigation as a means of resolving the dispute.

Credit should be given for recognising commercial objectives relevant to resolving this dispute. These include the need:

- ⇒ for a speedy solution, given the upcoming music events at the Arena
- ⇒ to avoid bad publicity if the Arena is not ready on time
- ⇒ to avoid bad publicity from any public litigation
- ⇒ for cost-effectiveness, in terms of legal costs, risk of being responsible for opponent's legal costs (more so if there are many opponents) and lost management time

There is a potential international angle to this dispute – a resolution to this dispute may involve joining in (or at least obtaining evidence from) the Italian manufacturer. This would significantly add to the cost and complexity of any litigation.

The dispute may involve technical issues and a suitably qualified mediator could assist with those issues. Also, the mediation could include the Italian company

The Court has power and a duty to 'encourage' its use under CPR 1.4. Cases on 'encouragement' and possible costs consequences if parties dismiss it; *Dunnett, Halsey* etc. could be covered.

Students should be given for sensible points made applying principles of ADR to the facts of this dispute and credit will be given for sensible points.

Credit could also be given for recognising that a refusal to consider ADR may lead to consequences. This is explored more fully in question 2.

Students should have spotted the mediation clause in the Agreement. Generally, mediation is a purely consensual process and it requires both/all parties to consent to the dispute being resolved by mediation. Here on balance the clauses appear to bind the parties to try mediation.

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Charles W. Cook



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web oct 1 2017 audi a3 how to perform a software update to the mmi audiworld but it seems outdated and the my audi website is different now compared to the screenshots directions provided i feel like my mmi system is on an older version and wanted to update myself but i am not sure how to verify that or even download the

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web the mmi system in your audi is like your notebook just smaller every once in a while there is mmi software update released that fixes discovered bugs and or adds new functionality we can provide latest software updates for your system so you can have the best out of it

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web jun 20 2020 may 26 2020 1 hi i need to get my mmi firmware and maps updated as they re really out of date and also the dab keepings cutting in and out constantly which having read around might be partly down to the mmi firmware needing an update

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web with the tutorials available here you can learn how to utilize the audi mmi system to control your audio navigation and vehicle settings

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web dec 21 2022 about mmi 3g plus you might have hn or hn r the difference between them it s that they have been

installed in different cars mmi 3g plus with firmware starting from hn has been installed in audi a4 a5 q5 q7 mmi 3g plus with firmware starting from hn r has been installed in audi a6 a7 a8 q3

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web apr 5 2023 a disturbing issue is that we are definitely getting updates of some form but the dealership this morning stated that this does not happen and that they have no record of it mine 03 2021 car is currently running mmi release 34 11 mqb 2033 snapshot 13 08 2020 fwiw 10 sec

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web mar 19 2018 while this is very handy and i d love to update my maps if needed it doesn t mention that it also updates the mmi software i don t see a download for that there was a new version of mmi apparently released around january that contains some potentially interesting new options i d like to check out

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